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July 19/01.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

KIM et al

Serial No.:

09/687,281

Group Art Unit: 1651

Filed:

October 13, 2000

Examiner: H. Guttman

For:

Injectable Carrier Formulations of Hyaluronic Acid Derivatives for Delivery of

Osteogenic Proteins

Express Mail Label No.: EL564797467US

Date of Deposit: December 5, 2001

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the US Patent and Trademark Office Assistant Commissioner for Patents, POBox 2327 Arlington VA 22202

Signature

Ellen J. Kapinos

Please Print Name of Person Signing

Assistant Commissioner for Patents Washington, D. C. 20231

Sir:

STATEMENT REGARDING REFUSAL OF U.S. POST OFFICE TO DELIVER PAPERS BY EXPRESS MAIL

The undersigned signed the Express Mail certificate and delivered the express mail package to the US Post Office on November 19, 2001 as evidenced by a copy of the Express Mail receipt enclosed. The package was returned as undeliverable to Genetics Institute. The original package which includes the original envelope and the express mail label is enclosed. In accordance with the instructions from the US Patent Office, Applicants are submitting these documents to the following address:

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Applicants therefore submit that they are entitled to the November 19 filing date.

Respectfully submitted,

! Kapino S

Ellen J. Kapines Reg. No. 32,245

Attorney for Applicants

(617) 665-8857

Correspondence Address:

Kay Brady

American Home Products

Patent Law Department

Five Giralda Farms

Madison, New Jersey 07940